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6 Attorneys for Defendant/Counter-Plaintiff,
Keating Dental Arts, Inc.

7
8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE CENTRAL DISTRICT OF CALIFORNIA
10 SOUTHERN DIVISION

11 JAMES R. GLIDEWELL DENTAL
12 CERAMICS, INC. dba
13 GLIDEWELL LABORATORIES,
14 Plaintiff/Counter-defendant,
v.
15 KEATING DENTAL ARTS, INC.
16 Defendant/Counter-Plaintiff.
17) Civil Action No.
18) SACV11-01309-DOC(ANx)
19)
20) **NOTICE OF MOTION AND**
) **MOTION FOR AN ORDER TO**
) **FILE A SECOND AMENDED**
) **ANSWER, AFFIRMATIVE**
) **DEFENSES AND**
) **COUNTERCLAIMS**
21)
22) Hearing Date: October 15, 2012
23) Hearing Time: 8:30 am
24) Hearing Place: Courtroom 9D
25)
26) Honorable David O. Carter, USDJ
27) Honorable Arthur Nakazato, USMJ

1 Pursuant to Rule 15 (Fed.R.Civ.P.) and L.R. 15-1 through 15-4,
2 Defendant Keating Dental Arts, Inc. ("KDA") hereby moves the Court for leave
3 to file its Second Amended Answer, Affirmative Defenses, and Counterclaims.
4 Contemporaneously with the filing of this Motion, KDA is filing (1) its
5 Memorandum of Points and Authorities, (2) its [Proposed] Second Amended
6 Answer, Affirmative Defenses, and Counterclaims, (3) Declaration of Rustin
7 Mangum and (4) a proposed Order granting this motion.

8 The amendments are directed to (a) withdrawal of the anti-trust
9 Counterclaims, (b) adding a Claim for Cancellation of Registration of Plaintiff's
10 trademark, and (c) edits to clarify the affirmative defenses.

11 KDA filed its original Answer and Counterclaims on October 14, 2011
12 and filed a First Amended Answer, Affirmative Defenses and Counterclaims on
13 March 1, 2012.

14 This motion is made following the conference of counsel pursuant to L.R.
15 7-3 which took place on August 22, 2012.

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17 Respectfully submitted,
18 KNOBBE, MARTENS, OLSON & BEAR, LLP
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21 Dated: September 4, 2012 By: /s/ Lynda J. Zadra-Symes
22 Lynda J. Zadra-Symes
Jeffrey L. Van Hoosear

23 Attorneys for Plaintiff,
24 Keating Dental Arts, Inc.
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